

0708 PCT/PTO 14 MAR 2005

10/506928

Attorney Docket No. T10106.PCT.US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: WILLIAM G. PITT et al.)
TITLE: PLAINT COATING FOR)
HEARING AID MOLDS) RESPONSE TO NOTIFICATION
SERIAL NO.: 10/506,928) OF MISSING REQUIREMENTS
FILED: September 7, 2004) UNDER 35 U.S.C. 371 IN
THE UNITED STATES
EXAMINER:) DESIGNATED/ELECTED OFFICE
(DO/EO/US)
ART UNIT:)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notification of Missing Requirements under
35 U.S.C. 371 in the United States Designated/Elected Office
(DO/EO/US) mailed January 12, 2005, applicant responds as follows:

X Small Entity Status is hereby claimed.

Pursuant to 37 C.F.R. 1.136(a), it is respectfully
requested that the shortened statutory period which
was set for responding to the communication dated

03/21/2005 MAYPASH 00000149 10505928

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Certificate of Deposit Under 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the 11th day of march, 2005.

Alan J. Howarth
Alan J. Howarth
Attorney Registration No. 36,553

[date of mailing], be extended for **[number
mos.]** months until ***[date]***.

Please find enclosed herewith the following items for filing
in the United States Patent and Trademark Office in connection with
the above-identified patent application:

- i. Declaration executed by the inventors William G.
Pitt and Peter D. Busselberg;
- ii. Assignment from the inventors William G. Pitt and
Peter D. Busselberg to Brigham Young University;
- iii. A Certificate under 37 C.F.R. § 3.73(b) to
Establish Right of Assignee to Take Action;
- iv. Power of Attorney;
- v. Copy of the Notification of Missing Requirements
under 35 U.S.C. 371 in the United States
Designated/Elected Office (DO/EO/US); and
- vi. A completed Form PTO-2038 authorizing the
Commissioner to charge the amount of \$105.00 to
cover the surcharge for providing the declaration
later than 30 months from the priority date (37 CFR

1.492(e)) and the recordation fee for the enclosed patent assignment. These fees have been calculated as follows:

Surcharge fee for a Small Entity	=	\$ 65.00
Assignment recordation fee	=	\$ 40.00
TOTAL	=	\$105.00

Please debit any additional fees, or credit any overpayment, to Deposit Account No. 50-0836.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 50-0836.

x Any additional filing fees required under 37 C.F.R. § 1.16.

x Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-0836.

x Any patent application processing fees under 37 C.F.R. § 1.17.

— The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

x Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Please direct all future correspondence in connection with
this application to:

Customer No. 20450

Please direct all telephonic and facsimile communications to:

Alan J. Howarth

Telephone: (801) 255-5335

Facsimile: (801) 255-5338

Please reference the below provided attorney docket number in
all communications:

T10106.PCT.US

Please address all future correspondence in connection with
this case to the attention of the undersigned.

Dated this 11th day of March, 2005.

Respectfully submitted,



Alan J. Howarth
Attorney Registration No. 36,553

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Sandy, Utah 84091
Telephone: (801) 255-5335
Facsimile: (801) 255-5338

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/506,928

FIRST NAMED APPLICANT

William G Pitt

ATTY. DOCKET NO.

T10106.PCT.US

INTERNATIONAL APPLICATION NO.

PCT/US03/07246

LA. FILING DATE

03/07/2003

PRIORITY DATE

03/07/2002

20450

ALAN J. HOWARTH

P.O. BOX 1909

SANDY, UT 84091-1909

CONFIRMATION NO. 6962

371 FORMALITIES LETTER



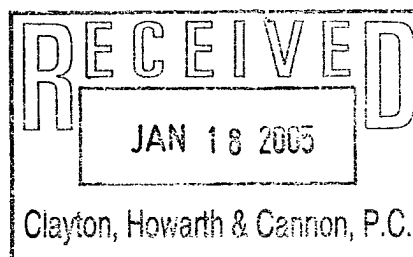
OC000000014935853

Date Mailed: 01/12/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/07/2004
- Copy of the International Search Report filed on 09/07/2004
- Copy of IPE Report filed on 09/07/2004
- Preliminary Amendments filed on 09/07/2004
- Information Disclosure Statements filed on 12/20/2004
- Small Entity Statement filed on 09/07/2004
- U.S. Basic National Fees filed on 09/07/2004
- Priority Documents filed on 09/07/2004



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 305-6421

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/506,928	PCT/US03/07246	T10106.PCT.US

FORM PCT/DO/EO/905 (371 Formalities Notice)